

Attorney Docket No.: 18781-0038
Client Ref. No.: T99-019-1US

OCT 01 2001

PTO/SB/01A (10-00)

Approved for use through 10/31/2002. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no person is required to respond to a collection of information unless it displays a valid OMB control number.

**DECLARATION (37 CFR 1.63) FOR UTILITY OR DESIGN APPLICATION
USING AN APPLICATION DATA SHEET (37 CFR 1.76)**

As the below named inventor(s), I/we declare that:

This declaration is directed to:

- ☐ The attached application, or
☒ Application No. 09/759,633, filed on January 12, 2001,
☐ as amended on _____ (if applicable);

I/we believe that I/we am/are the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought;

I/ we have reviewed and understand the contents of the above-identified application, including the claims, as amended by any amendment specifically referred to above;

I/we acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me/us to be material to patentability as defined in 37 CFR 1.56, including material information which became available between the filing date of the prior application and the National or PCT International filing date of the continuation-in-part application, if applicable; and

All statements made herein of my/own knowledge are true, all statements made herein on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and may jeopardize the validity of the application or any patent issuing thereon.

FULL NAME OF INVENTOR(S)

Inventor one	<u>Leping Li</u>	Date:	<u>August 27, 2001</u>
Signature:	<u>[Signature]</u>	Citizen of:	<u>CHINA</u>
Inventor two	<u>Xiaoqi Chen</u>	Date:	<u>8-27-2001</u>
Signature:	<u>[Signature]</u>	Citizen of:	<u>CHINA</u>
Inventor three	<u>Pingchen Fan</u>	Date:	<u>8/27/01</u>
Signature:	<u>[Signature]</u>	Citizen of:	<u>CHINA</u>
Inventor four	<u>Jeffrey Thomas Mihalic</u>	Date:	<u>8/27/01</u>
Signature:	<u>[Signature]</u>	Citizen of:	<u>USA</u>
Inventor five	<u>Serena Cutler</u>	Date:	
Signature:		Citizen of:	<u>USA</u>

☐ Additional inventors are being named on _____ additional form(s) attached hereto.

Burden Hour Statement: This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is used by the public to file (and the PTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 1 minute to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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FULL NAME OF INVENTOR(S)

Inventor one	<u>Leping Li</u>	Date:	_____
Signature:	_____	Citizen of:	<u>CHINA</u>
Inventor two	<u>Xiaoqui Chen</u>	Date:	_____
Signature:	_____	Citizen of:	<u>CHINA</u>
Inventor three	<u>Pingchen Fan</u>	Date:	_____
Signature:	_____	Citizen of:	<u>CHINA</u>
Inventor four	<u>Jeffrey Thomas Mihalic</u>	Date:	_____
Signature:	_____	Citizen of:	<u>USA</u>
Inventor five	<u>Serena Cutler</u>	Date:	<u>8/31/01</u>
Signature:	<u>Serena Cutler</u>	Citizen of:	<u>USA</u>

☐ Additional inventors are being named on _____ additional form(s) attached hereto.

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COPY

Attorney Docket No.: 018781-003810US

Client Reference No.: T99-019-1

ASSIGNMENT OF PATENT APPLICATION

JOINT

WHEREAS, Leping Li, of 2100 Davis Drive, Burlingame, CA 94010; Xiaoqi Chen, of 640 Hobart Avenue, San Mateo, CA 94402; Pingchen Fan, of 36838 Cherry Street, Apt. 117, Newark, CA 94560; Jeffrey Thomas Mihalic, of 300 3rd Street, #523, San Francisco, CA 94107; Serena Cutler, of 449 Hawthorne Avenue, #3, Palo Alto, CA 94301; hereinafter referred to as "Assignors," are the inventors of the invention described and set forth in the below-identified application for United States Letters Patent:

Title of Invention: ANTIBACTERIAL AGENTS

Date(s) of execution of Declaration: 08/27/01, 08/27/01, 08/27/01, 08/27/01 and 08/31/01

Filing Date: January 12, 2001

Application No.: 09/759,633

WHEREAS, Tularik Inc., a corporation of the state of Delaware, located at Two Corporate Drive, South San Francisco, CA, 94080, hereinafter referred to as "ASSIGNEE," is desirous of acquiring an interest in the invention and application and in any U.S. Letters Patent and Registrations which may be granted on the same;

For good and valuable consideration, receipt of which is hereby acknowledged by Assignors, Assignors have assigned, and by these presents do assign to Assignee all right, title and interest in and to the invention and application and to all foreign counterparts (including patent, utility model and industrial designs), and in and to any Letters Patent and Registrations which may hereafter be granted on the same in the United States and all countries throughout the world, and to claim the priority from the application as provided by the Paris Convention. The right, title and interest is to be held and enjoyed by Assignee and Assignee's successors and assigns as fully and exclusively as it would have been held and enjoyed by Assignors had this Assignment not been made, for the full term of any Letters Patent and Registrations which may be granted thereon, or of any division, renewal, continuation in whole or in part, substitution, conversion, reissue, prolongation or extension thereof.

Assignors further agree that they will, without charge to Assignee, but at Assignee's expense, (a) cooperate with Assignee in the prosecution of U.S. Patent applications and foreign counterparts on the invention and any improvements, (b) execute, verify, acknowledge and deliver all such further papers, including patent applications and instruments of transfer, and (c) perform such other acts as Assignee lawfully may request to obtain or maintain Letters Patent and Registrations for the invention and improvements in any and all countries, and to vest title thereto in Assignee, or Assignee's successors and assigns.

Assignors hereby authorize and request Townsend and Townsend and Crew LLP, Two Embarcadero Center, 8th Floor, San Francisco, CA 94111-3834, to insert herein above the application number and filing date of said application when known.

NOT FOR RECORDATION

IN TESTIMONY WHEREOF, Assignors have signed their names on the dates indicated.

Dated: August 27, 2001

Leping Li
Leping Li

SIGNATURE WITNESSED BY:

(1) Date: 8/27/01

Michelle G. Johnson
Signature of Witness 1

(2) Date: 8/27/01

Andrew M. Jones
Signature of Witness 2

Dated: 8/27/01

Xiaoqi Chen
Xiaoqi (XC)

SIGNATURE WITNESSED BY:

(1) Date: 8/27/01

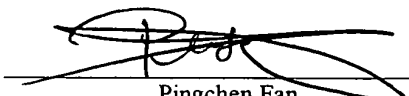
F. Li
Signature of Witness 1

(2) Date: 8/27/01

Michelle G. Johnson
Signature of Witness 2

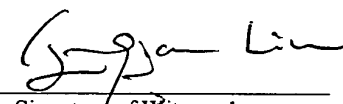
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Attorney Docket No.: 018781-003810US
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Dated: 8/27/01

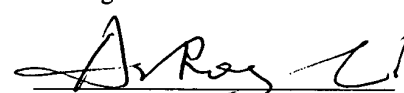


Pingchen Fan

SIGNATURE WITNESSED BY:

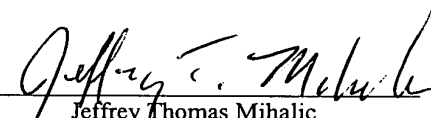
(1) Date: 8/27/01 

Signature of Witness 1

(2) Date: 8/27/01 

Signature of Witness 2

Dated: 8/27/01

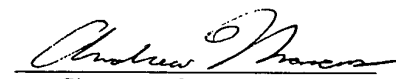


Jeffrey Thomas Mihalic

SIGNATURE WITNESSED BY:

(1) Date: 8/27/01 

Signature of Witness 1

(2) Date: 8/27/01 

Signature of Witness 2

Assignment


Attorney Docket No.: 018781-003810US


Page 4

Dated: Aug 31, 2001


Serena Cutler

SIGNATURE WITNESSED BY:

(1) Date: Aug 31, 2001 
Signature of Witness 1

(2) Date: Aug 31, 2001 
Signature of Witness 2

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